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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MAURICETTE DEROME; PIERRE DANILOU;
MARTINE DANILOU; RAYMOND COLSON;
JACQUELINE COLSON; GERARD PELLE;
MONIQUE PELLE; YVES-MARIE VINARD;
JACQUES MARCHAND; CHANTAL
MARCHAND; MARIE BEAUBERNARD;
CHRISTIANE GENTIL; DANY CHARLES;
MARTINE CHARLES; and LUCETTE BESSON,

Plaintiffs,

vs.

BUSCO, INC. D/B/A/ ARROW STAGE LINES;
BONJOUR USA; ROBERT ALAN
DALLENBACH; NABIL CHEHMAT and DOES 1-
100, inclusive.

Defendants.

CASE NO: 2:11-CV-01676-PMP-VCF

**MOTION FOR ENTRY OF ORDER
OF DEFAULT AND DEFAULT
JUDGMENT**

COME NOW Plaintiffs MAURICETTE DEROME, PIERRE DANILOU, MARTINE DANILOU, RAYMOND COLSON, JACQUELINE COLSON, GERARD PELLE, MONIQUE PELLE, YVES-MARIE VINARD, JACQUES MARCHAND, CHANTAL MARCHAND, MARIE BEAUBERNARD, CHRISTIANE GENTIL, DANY CHARLES, MARTINE CHARLES, and LUCETTE BESSON ("Plaintiffs"), through their undersigned counsel of record, and hereby move this court for entry of an order of default and default judgment against Nabil Chehmat pursuant Rule 55 of the Federal Rules of Civil Procedure.

This request is based on the attached Affidavit of Stuart R. Fraenkel (Ex. 1), Order for Service by Publication (Ex. 2), and Affidavit of Publication (Ex. 3) which show that:

1. Defendant Nabil Chehmat was served with the summons in this action via publication pursuant to Nev. Rule Civ. P. 4(e)(1).
2. Judge Philip M. Pro ordered service by publication on April 9, 2012.
3. Defendant Nabil Chehmat was properly served by publication.
4. Defendant Nabil Chehmat has failed to plead or otherwise respond to the complaint in this action.
5. The applicable time limit for Defendant Nabil Chehmat to respond to the complaint has expired.
6. Defendant Nabil Chehmat is not an infant or incompetent person.


RESPECTFULLY SUBMITTED,

Dated: May 25, 2012

By: KREINDLER & KREINDLER

IT IS SO ORDERED

DATED: 6/11/2012


Stuart R. Fraenkel

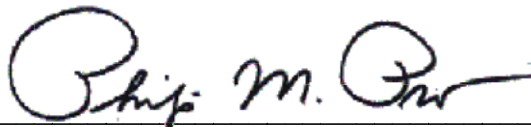

UNITED STATES DISTRICT JUDGE

EXHIBIT 1

DANIEL T. FOLEY (Nevada Bar No. 1078)
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100, inclusive.

Defendants.

CASE NO: 2:11-CV-01676-PMP-VCF

**AFFIDAVIT OF STUART R.
FRAENKEL RE. MOTION FOR
ENTRY OF ORDER OF DEFAULT
AND DEFAULT JUDGMENT**

1 The undersigned, being first duly sworn, upon oath, deposes and says:

2 1. I am the attorney for the plaintiffs in this action.

3 2. A lawsuit was commenced in the U.S. District Court for the District of Nevada, case No.
4 2:11-CV-01676-PMP-VCF on October 17, 2011.
5

6 3. Defendant Nabil Chehmat was served by publication at least once a week for a period of
7 four consecutive weeks in a newspaper of general circulation in Clark County, Nevada.

8 4. Defendant Nabil Chehmat has failed to answer or otherwise defend.

9 5. I mailed a copy of this Application and Affidavit to defendant's last known address on
10 May 25, 2012.
11

12 6. The Application and Affidavit are made for the purpose of entering default against the
13 listed defendant because no answer or other responsive pleading has been made by the defendant
14 within the time required by law.

15 7. I hereby move the Court to enter this default.

16 8. This default shall not become effective if the defendant pleads or otherwise defends as
17 provided by the Arizona Rules of Civil Procedure, Rule 55(a), a copy of which is attached
18 hereto.
19

20
21
22 Dated: May 25, 2012

23 By: 

24 Stuart R. Fraenkel
25
26
27
28

EXHIBIT 2

DANIEL T. FOLEY (Nevada Bar No. 1078)
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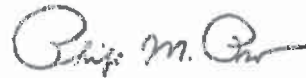
ORDER FOR SERVICE OF NABIL
CHEHMAT BY PUBLICATION

ORDER FOR SERVICE BY PUBLICATION

Upon reading the Affidavit of the Plaintiff on file herein, it appearing that a verified Complaint has been filed; that a Summons directed to the Defendant, NABIL CHEHMAT ("Defendant"), has been issued; that Defendant is a necessary party; that Defendant is not a resident of the State of Nevada or has departed from the state, or cannot, after due diligence, be found within the state, or by concealment seeks to avoid the service of Summons, and that Defendant cannot be personally served in the State of Nevada, and good cause appearing therefore:

IT IS HEREBY ORDERED that if Defendant cannot now be found so as to be personally served, he may be served by publication of the Summons at least once a week for a period of 4 consecutive weeks in a newspaper of general circulation published in Clark County, Nevada.

DATED this 9th day of April, 2012.



Judge Philip M. Pro

Submitted By:



Daniel T. Foley
FOLEY & OAKS, PC
850 East Bonneville Avenue
Las Vegas, NV
(702) 384-2070
Attorneys for Plaintiffs

EXHIBIT 3

AFPP

2:11-cv-01676-PMP-VCF

Affidavit of Publication

STATE OF NEVADA }
COUNTY OF CLARK }

SS


I, Rosalie Qualls state:

That I am Assistant Operations Manager of the Nevada Legal News, a daily newspaper of general circulation, printed and published in Las Vegas, Clark County, Nevada; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

Apr 11, 2012
Apr 18, 2012
Apr 25, 2012
May 02, 2012
May 09, 2012

That said newspaper was regularly issued and circulated on those dates. I declare under penalty of perjury that the foregoing is true and correct.

DATED: May 09, 2012



Rosalie Qualls

UNITED STATES DISTRICT COURT
for the

District of Nevada

Civil Action No. 2:11-cv-01676-PMP-VCF

Mauritatis Derrone, et al Plaintiff

v. Robert Alan Dallenbach, et al Defendant

SUMMONS IN A CIVIL ACTION

To: Nabil Chahmat A lawsuit has been filed against you. Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Daniel T Foley, Foley & Foley, 850 East Bonnoville, Las Vegas, NV 89101 if you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court. s/ LANCE S. WILSON, CLERK, DATE October 18, 2011, By Lance S. Wilson, DEPUTY CLERK
Published in Nevada Legal News
April 11, 18, 25, May 2, 9, 2012

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